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Robert E. Heslin  
Jeff Rothenberg  
Kevin P. Radigan  
Susan E. Farley  
Nicholas Mesiti  
Philip E. Hansen\*  
Blanche E. Schiller  
Wayne F. Reinke  
David P. Miranda

\*Patent Agent

**INTELLECTUAL PROPERTY LAW**

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Attorneys at Law  
5 Columbia Circle  
Albany, New York 12203  
Telephone: (518) 452-5600  
Facsimile: (518) 452-5579  
www.hrfmlaw.com

Kathy Smith Dias  
Mary Louise Gioeni  
David A. Pascarella  
Victor A. Cardona  
Lee Palmateer  
John Pietrangelo\*  
Brett M. Hutton  
Stephen M. Hladik  
Edward Timmer  
Alana M. Fuierer

Martha L. Boden  
Jill M. Breedlove  
Of Counsel

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November 8, 2004

From: Kevin P. Radigan, Esq. (e-mail: kpr@hrfmlaw.com)

Fax No.: (571) 273-3890

No. of Pages: 10 (Including this Page)

To: ATTN: Examiner **Stephan F. Willett**  
Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE UNDER 37 C.F.R. 1.116  
EXAMINING GROUP: 2141**

Re: U.S. Patent Application Serial No.: **09/442,906**  
Applicants: Scott Marcotte  
Title: METHOD, SYSTEM AND PROGRAM PRODUCT FOR REDUCING  
DATA MOVEMENT WITHIN A COMPUTING ENVIRONMENT BY  
BYPASSING COPYING DATA BETWEEN FILE SYSTEM AND  
NON-FILE SYSTEM BUFFERS IN A SERVER (as amended)  
Attorney Docket No.: EN999121

Message: Please find attached hereto the following documents:

1. Amendment Transmittal Letter (1 page) (in duplicate);
2. Supplemental Amendment After Final (7 pages).

KPR/sj  
Attachments

**AMENDMENT TRANSMITTAL LETTER (Large Entity)**

Applicant(s): Scott T. Marcotte

Docket No.

EN999121

Application No.

09/442,906

Filing Date

11/18/1999

Examiner

Stephen F. Willett

Customer No.

30400

Group Art Unit

2141

Confirmation No.

6545

Invention: **METHOD, SYSTEM AND PROGRAM PRODUCT FOR REDUCING DATA MOVEMENT WITHIN A COMPUTING ENVIRONMENT BY BYPASSING COPYING DATA BETWEEN FILE SYSTEM AND NON-FILE SYSTEM BUFFERS IN A SERVER (As Amended)**

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

## CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	15 -	45 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	3 -	9 =	0 x	\$86.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_
- ☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account **09-0457 (IBM)**
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☐ Payment by credit card. Form PTO-2038.

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Kevin P. Radigan  
Signature

Kevin P. Radigan, Esq.  
Registration No.: 31,789

Dated: November 8, 2004

HESLIN ROTHENBERG FARLEY & MESITI, P.C.  
5 Columbia Circle  
Albany, New York 12203  
Tel: (518) 452-5600  
Fax: (518) 452-5579

I hereby certify that this correspondence is being transmitted by facsimile transmission to: Examiner Stephen F. Willett, Group Art Unit 2141, United States Patent and Trademark Office, Alexandria, VA 22313-1450, Facsimile No. 571-273-3890, on November 8, 2004.

Kevin P. Radigan  
Kevin P. Radigan

CC:

**AMENDMENT TRANSMITTAL LETTER (Large Entity)**Applicant(s): **Scott T. Marcotte**

Docket No.

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<b>09/442,906</b>	<b>11/18/1999</b>	<b>Stephen F. Willett</b>	<b>30400</b>	<b>2141</b>	<b>6545</b>

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*Kevin P. Radigan*  
Signature

Dated: November 8, 2004

Kevin P. Radigan, Esq.  
Registration No.: 31,789

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*Kevin P. Radigan*  
Kevin P. Radigan

cc:

**RESPONSE UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2141**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Scott T. Marcotte

Confirmation No.: 6545

Serial No.: 09/442,906

Group Art Unit: 2141

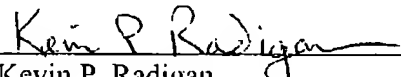
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Examiner: Stephan F. Willett

Title: METHOD, SYSTEM AND PROGRAM PRODUCT FOR REDUCING DATA  
MOVEMENT WITHIN A COMPUTING ENVIRONMENT BY BYPASSING  
COPYING DATA BETWEEN FILE SYSTEM AND NON-FILE SYSTEM BUFFERS  
IN A SERVER (as amended)

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Washington, D.C. 20231, Attn: Examiner Stephan F. Willett, at  
fax number (703) 746-7239 on November 8, 2004.

  
Kevin P. Radigan  
Attorney for Applicant  
Registration No.: 31,789

Date of Signature: November 8, 2004.

To: Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Supplemental Amendment After Final

Dear Sir:

This Supplemental Amendment is submitted pursuant to the Examiner's request made during telephone interviews between Examiner Willett and Applicants' undersigned attorney on November 8, 2004, August 12, 2004 and August 31, 2004, regarding the above-designated application. During these interviews, the Examiner verbally indicated that these claim amendments place all claims in condition for allowance. Should, however, the Examiner entertain any reservations regarding the allowability of one or more claims, Applicants request that this amendment not be entered, and that the application be allowed to continue in the Appeal process. **Amendments to the claims** begin on page 2 of this paper.

**Remarks** begin on page 7 of this paper.

EN999121

-1-